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Finnegan, Henderson, Farabow,
Garrett & Dunner
1300 I Street, N.W.
Washington, DC 20005-3315

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**OFFICE OF PETITIONS
AC PATENTS**

In re Application of	:	
Michael Mach et al.	:	DECISION GRANTING
Application No. 08/460,715	:	PETITION
Filed: June 2, 1995	:	
Attorney Docket No. 5552.0738-02	:	

This is a decision on the petition filed August 28, 1996, requesting that the above-identified application be accorded a filing date of June 2, 1995. The application was recently forwarded to this office for consideration of the petition.

The application was deposited on June 2, 1995, as a divisional application under 37 CFR 1.60 based on prior application No. 07/746,161. However, on July 19, 1996, Initial Patent Examination Division mailed a "Notice Of Incomplete Application Under 37 CFR 1.60" requiring a copy of the drawing originally filed in the prior application and stating that the filing date of the application would be the date of receipt of the omitted drawing.

In response, on August 28, 1996, a copy of the drawing and the present petition were filed. Petitioners request that the delay in supplying the true copy of the prior application be excused.

Since a petition under 37 CFR 1.60(b) requesting that the delay in supplying the true copy of the prior application be excused has now been filed along with a copy of the omitted drawing, the delay may be excused.

The petition is granted.

The application is being returned to Initial Patent Examination Division for further processing under 37 CFR 1.60 with a filing date of June 2, 1995, using the copy of the drawing supplied on

August 28, 1996.

Telephone inquiries specific to this matter should be directed to the undersigned at (703) 305-9282.



John F. Gonzales
Senior Legal Advisor
Special Program Law Office
Office of the Deputy Assistant Commissioner
for Patent Policy and Projects

JFG